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Daniel E. Logsdon Jr.
Commissioner

August 20, 2015

PARTIES OF RECORD

Re: Case No. 2015-00155

Attached is a copy of a memorandum which is being filed in the record of the above-referenced case. If you have any comments you would like to make regarding the contents of the memorandum, please do so within five days of receipt of this letter.

If you have any questions, please contact Nancy J. Vinsel, Staff Attorney, at (502) 782-2582.

Sincerely,



Jeff Derouen
Executive Director

NJV/ph

Attachments

INTRA-AGENCY MEMORANDUM

KENTUCKY PUBLIC SERVICE COMMISSION

TO: Case File No. 2015-00155
FROM: Nancy J. Vinsel, Staff Attorney
DATE: August 19, 2015
RE: Informal Conference of August 19, 2015

Pursuant to a Staff Notice issued on August 18, 2015, an informal conference ("IC") was conducted at the Commission's offices in Frankfort, Kentucky, on August 19, 2015. Attached is a copy of the attendance roster.

The purpose of the IC was to discuss potential settlement of the show cause proceeding against Western Mason County Water District ("Western Mason District") Commissioners Pam Carpenter, Jerry Fields, and Larry Redden, and Manager David French (collectively "Respondents") or whether this matter would proceed to the hearing scheduled on August 25, 2015.

Commission Staff distributed a copy of an Order issued on August 19, 2015, in which the Commission rejected the Respondents' proposed offer of settlement. Commission Staff presented a counteroffer of settlement that would not impose a fine upon Respondents, but would require training at Commission-sponsored water training. Commission Staff stated that the policy of the Commission is to promote education to ensure that water commissioners and managers fulfill their responsibility to comply with the laws of the Commonwealth and the Commission's regulations.

Counsel for Respondents ("Counsel") opined that they were receiving a harsher penalty than Commission precedent supported. Counsel reiterated the argument that the Respondents admitted to signing the promissory note without first obtaining necessary approval from this Commission, but that the omission was not intentional, and that the Bank of Maysville was culpable for failing to inform the Respondents of the requirement to obtain this Commission's approval prior to entering into a promissory note.

After further discussion regarding potential settlement and whether Commission-accredited training could satisfy the training required under the counteroffer, Commission Staff agreed to extend the deadline for accepting the counteroffer of settlement to noon on August 21, 2015.

There being no further discussion, the IC was then adjourned.

cc: Parties of Record

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

WESTERN MASON COUNTY WATER DISTRICT)
COMMISSIONERS PAM CARPENTER,)
SECRETARY; JERRY FIELDS, TREASURER;) CASE NO.
LARRY REDDEN, CHAIRMAN; AND MANAGER) 2015-00155
DAVID FRENCH ALLEGED FAILURE TO COMPLY)
WITH KRS 278.300(1))

August 19, 2015

Please sign in:

NAME

REPRESENTING

Molly Katen

PSC-Legal

Jonathan Beyer

PSC

David French

Western Mason Water District

Nancy Vinsel

PSC-Legal

Scott Lowless

PSC

Arrel Turnbull

PSC

RICHARD RAFF

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